REGISTER OF
CLASSIFICATION DECISIONS

Date of entry in Register:	15 August 2000
Name of applicant/court:	The District Court at Otahuhu
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Jung Und Frei Nr. 115 Januar 1997
Other Known Titles:	a Magazine titled Jung und Fre. NS 115 JAN 1997
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Peenhill Ltd
Author:	Not Applicable
Format:	Magazine
Country of Origin:	England
Language:	German

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Components of film originally examined: Not Applicable.

Feature:	Running time:
Trailers:	Running time:
	Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

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Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

After reconsidering its decision of 30 November 1997 to classify the magazine entitled *Jung Und Frei Nr. 115 Januar 1997* as objectionable, the Classification Office now classifies this magazine as:
Objectionable.

The magazine is a German language publication of 64 pages excluding the covers "for the young and young at heart". This edition contains 14 articles including an editorial, health and lifestyle information, opinion, readers letters and a puzzle. The heavy pictorial focus on naked children and young persons is the dominant effect.

The magazine is considered to exploit the nudity of children and young persons to such a high extent and degree as to render the availability of the publication likely to be injurious to the public good. The focus on the depiction of naked children and teenagers strongly detracts from the magazine's stated purpose. The text, including captions, presents as contrived to frame the images, a large proportion of which exclude adult subjects. Overall the magazine presents as an unbalanced representation of the naturist lifestyle. The intent of this material is ambiguous. That the publication purports to be a legitimate naturist lifestyle magazine does not substantially mitigate these matters.

The criteria applied by the Classification Offices resulting in the limit in the availability of this publication are prescribed by law. This classification represents Parliament's determination of the minimum interference with freedom of expression (as affirmed in the New Zealand Bill of Rights Act 1990) that is consistent with preventing likely injury to the public good resulting from exploitation of child and youth nudity. A lesser restriction, such as making the publication available only to adults, would not prevent such injury.

OFLC Ref: 767